

**IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**
AMENDMENT

Applicant:	Kochanski	Docket No.:	KOCH-10131
Serial No.:	10/828,746	Group Art Unit:	3632
Filed:	04/20/2004	Examiner:	Marsh, Steven M.
TITLE:	HOLD DOWN DEVICE		

Mail Stop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the Restriction Requirement mailed July 26, 2007, the Examiner stated that the application contains claims directed to three distinct species: the first species, figures 1-5, shows a container with sides; the second species, figure 6, shows the container as cylindrical; and the third species, figure 7, shows a rounded handle portion.. The Examiner required the applicant to elect a single disclosed species for prosecution on the merits.

Applicant hereby elects for prosecution on the merits species 1, upon which claims 1-23 are readable, which shows a container with sides, as represented by figures 1-5.

If any fees, including extension of time fees, are due as a result of this response, please charge Deposit Account No. 19-0513. This authorization is intended to act as a constructive petition for an extension of time, should an extension of time be needed as a result of this response. The examiner is invited to telephone the undersigned if this would in any way advance the prosecution of this case.

Respectfully submitted,

Date: August 27, 2007

By: /Jamie L. Brophy/
Jamie L. Brophy
Reg. No. 56,002

SCHMEISER, OLSEN & WATTS LLP

18 East University Drive, #101

Mesa, AZ 85201

(480) 655-0073

Customer No. 23123